

BILL NO. S-75-04-21

SPECIAL ORDINANCE NO. S- 68-75

AN ORDINANCE approving a certain bid document  
with ARROW FENCE COMPANY for installation  
of fencing in Franke Park

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT  
WAYNE, INDIANA:

SECTION 1. A certain bid document Ref. No. 644 dated April 10,  
1975, between the City of Fort Wayne, by and through its Mayor and the Board  
of Park Commissioners and ARROW FENCE COMPANY, for:

Franke Park Outdoor Theatre Fencing Construction \$4,650.00  
all as more specifically set forth in said bid document Ref. No. 644 and Pur-  
chase Order No. 3-30411, which are on file in the Office of the Department  
of Purchasing and are by reference incorporated herein, made a part hereof  
and are hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from  
and after its passage and approval by the Mayor.

Vivian J. Schmidt  
Councilman

APPROVED AS TO FORM  
AND LEGALITY,

And B. G. G.  
CITY ATTORNEY

Read the first time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 4/22/75

Charles B. Teterman  
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage.  
Passed (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
TOTAL VOTES	<u>9</u>	<u>0</u>			
BURNS	<u>✓</u>				
HINGA	<u>✓</u>				
KRAUS	<u>✓</u>				
MOSES	<u>✓</u>				
NUCKOLS	<u>✓</u>				
SCHMIDT, D.	<u>✓</u>				
SCHMIDT, V.	<u>✓</u>				
STIER	<u>✓</u>				
TALARICO	<u>✓</u>				

DATE: 5-13-75

Charles B. Teterman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 5-68-75 on the 13th day of May, 1975.

ATTEST:

(SEAL)

Charles B. Teterman  
CITY CLERK

James Stier  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of May, 1975, at the hour of 11:30 o'clock A. M., E.S.T.

Charles B. Teterman  
CITY CLERK

Approved and signed by me this 14th day of May, 1975, at the hour of 11:30 o'clock A. M., E.S.T.

James Stier  
MAYOR

Bill No. S-75-04-21 A

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance  
approving a certain bid document with ARROW FENCE COMPANY for installation  
of fencing in Franke Park

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance do PASS.

Vivian G. Schmidt - Chairman

William T. Ringa - Vice-Chairman

John Nickols

Winfield C. Moses, Jr.

Paul M. Burns

*Vivian G. Schmidt*  
*William T. Ringa*

*John Nickols*  
*Winfield C. Moses, Jr.*  
*Paul M. Burns*

CONCURRED IN

DATE 5-13-75 CHARLES W. WESTERMAN, CITY CLERK

*memo from*

## **Purchasing Department**

April 10, 1975

Board of Park Commissioners  
8th Flr., City-County Bldg.  
One Main St., Ft. Wayne, Ind. 46802

Attention: Dennis Noak

Subject: Bid No. 644

Attached is a copy of the successful bidder.

Arrow Fence Company

(P.O. 3-30411)

Franke Park Outdoor Theatre Fencing Construction

\$4,650.00

Tabulation sheet is attached.

*g.m.*

# TABULATION OF BID

BID REF. 644

CLOSING DATE 4-10-75

E.F.O. ON FILE  
Sears Roebuck & Company  
Commercial Sales  
3702 South Clinton Street  
Fort Wayne, Indiana 46806  
ANNUAL  
BID BOND OK NON-COLL. OK

4,995.<sup>00</sup>  
POST DEVIATION - SEE QUOTE  
30 DAYS CPT.

E.F.O. ON FILE  
Arrow Fence Company  
318 Edgewood Avenue  
Fort Wayne, Indiana 46805  
BID BOND OK NON-COLL. OK

4,650.<sup>00</sup>  
50 DAYS CPT.

E.F.O. ATTACHED  
R & C Fence Company  
1207 Roosevelt Drive  
Fort Wayne, Indiana 46806  
BID BOND OK NON-COLL. OK

4,975.<sup>00</sup>  
30 DAYS CPT.  
2% 10 - N30

U.S. Steel Supply Corporation  
c/o Michael J. Dillon  
436 North Michigan Avenue  
South Bend, Indiana 46624

CT Denestoff  
J.S. Krohn  
4/10/75 @ 10:00 AM

FORM DP-3

APPROVED BY THE STATE BOARD  
OF ACCOUNTS FOR THE CITY OF  
FORT WAYNE 1995.

## CITY OF FORT WAYNE

DEPARTMENT OF PURCHASES

NUMBER ONE EAST MAIN STREET

ROOM 470

FORT WAYNE, INDIANA 46802

MAIL ALL CORRESPONDENCE, CLAIM VOUCHERS ETC. TO:

Board of Park Commissioners

8th Flr., City-County Bldg.

One Main St., Ft. Wayne, Ind. 46802

Arrow Fence Company

318 Edgewood Avenue

Fort Wayne, Indiana

## DELIVER TO:-

DEPARTMENT  
OR DIVISION

Same as above

## ADDRESSES

CASH DISCOUNT TERMS

% IF PAID WITHIN

DAYS FROM DELIVERY AND

ACCEPTANCE OF GOODS OR PERFORMANCE OF SERVICES. (DEDUCTION FOR DISCOUNT SHOWN BELOW)

PURCHASE ORDER NUMBER

3- 30411

DATE April 10, 1975

REF. NO.

REQ. NO. 708

THE ABOVE INFORMATION MUST APPEAR ON  
ALL INVOICES, BILLS OF LADING, DELIVERY  
TICKETS, PACKAGES AND CORRESPONDENCE.

INVOICE IN DUPLICATE.

THIS PURCHASE ORDER ISSUED BY:

DEPT.

DP

DATE  
WANTED }APPROPRIATION  
AND FUND  
NUMBER }Theatre Trust  
22-851-220

QUANTITY ORDERED	UNIT	MATERIALS, SUPPLIES OR SERVICES	UNIT PRICE	AMOUNT
<b>TAX EXEMPT</b> (UNLESS OTHERWISE INDICATED)				
Franke Park Outdoor Theatre Fencing Construction				4,650.00
<p><b>NOTE</b></p> <p><b>READ</b></p> <p>INSTRUCTIONS ON THE BACK OF THIS ORDER</p> <p>THE CONTRACTOR OR VENDOR, BY ACCEPT- ING THIS ORDER, A- GEEES TO THE GEN- ERAL CONDITIONS AND TERMS OF AGREEMENT ON THE BACK OF THIS ORDER.</p> <p>UNLESS OTHERWISE INDICATED THE PRICES SHOWN INCLUDE ALL CHARGES FOR DELIV- ERY, PACKING, ETC., NECESSARY TO COM- PLETE DELIVERY TO DESTINATION SPECI- FIED.</p> <p>UNLESS OTHERWISE INDICATED THE PRICES SHOWN DO NOT INCLUDE TAXES OF ANY KIND.</p> <p>EXEMPTION BLANKS WILL BE FURNISHED WHEN NECESSARY.</p> <p>IND. SALES TAX EXEMP. CERTIF. NO. 34508</p> <p>IF THIS ORDER DOES NOT AGREE WITH YOUR QUOTATION KINDLY RETURN IT WITH AN EXPLANATION.</p>				
Per Bid Ref. #644				
Subject to Councilmanic Approval. . .				
RB				

I HEREBY CERTIFY THAT THE COST OF THE ABOVE PURCHASE IS FULLY COVERED  
BY UNENCUMBERED BALANCES IN THE ABOVE FUNDS AND THAT THE  
EXPENDITURE THEREFOR HAS BEEN DULY AUTHORIZED AND APPROPRIATED.I HEREBY CERTIFY UPON MY OWN PERSONAL KNOWLEDGE THAT THIS ORDER  
IS AUTHORIZED BY A PROPERLY EXECUTED AND APPROVED REQUISITION ON  
FILE IN THIS OFFICE.

Edward G. Kamnikar—City Controller

Alex T. Demetroff—Director of Purchases

DEPARTMENT OF PURCHASES  
Number One Main St., Ft. Wayne, Ind. 46802

INVITATION

Quotations, subject to the conditions on the reverse hereof, are requested on the following list of materials, supplies, equipment or services, for the department as mentioned, with delivery to destination as shown below. Quotations shall include all charges for delivery, packing, etc. Address your reply as indicated below.\*

\*Mail all replies and correspondence, etc. to Attn. of A.T. Demetroff - 423-7037 DEPARTMENT OF PURCHASES

Room 470, Number One Main St., Ft. Wayne, Ind. 46802

REQUIRED FOR DELIVERY TO:

Department or Division Board of Park Commissioners

8th Floor - City County Building

Address One Main Street - Fort Wayne, Indiana

RETURN ORIGINAL TO THE CITY - RETAIN DUPLICATE COPY FOR YOUR FILE

Closing Time of Bids Thursday - April 10, 1975 - 10:00 A.M.

TAXES: THE CITY IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS NO. 34503. PRICES SHOULD NOT INCLUDE THESE TAXES. See "Instructions to Bidders" No. 10 on reverse hereof for details.

TAX EXEMPT (Unless otherwise indicated)

Page 10 of 10

Ref. No. 644

Date March 27, 1975

Date wanted 4-10-75

Fund  
Appropriation No. \_\_\_\_\_

Quantity	Unit	Materials, Supplies, Equipment or Services	Unit Price	Total Amount
		<p>Franke Park Outdoor Theatre Fencing Construction</p> <p>Specifications and Blueprints Attached.</p> <p>The enclosed non-collusion affidavit must be properly executed and returned as part of your bid.</p> <p>Each Bidder must submit a current 1975 written Affirmative Action Program with their bid - <u>or</u> - have it on file with our E.E.O. Office, for the current year. <u>Note:</u> Forms attached must be completed in full, if not on file in E.E.O. Office.</p> <p>Specify which: On File <input checked="" type="checkbox"/> <u>                    </u> Attached <input type="checkbox"/> <u>                    </u></p>		\$4650.00

Bid Bond required ☐ NO ☒ YES 5% Performance Bond ☐ NO ☒ YES 100%  
See Instruction Item No. 16 on reverse side hereof.  
Terms            % cash discount if paid within            days from delivery and acceptance of goods or completion of services.

PROPOSAL OR BID

In compliance with the above invitation for bids and subject to all conditions thereof, the undersigned offers and agrees, if this bid be accepted within a reasonable time from date of closing, to furnish any or all of the items or render such services upon which prices are quoted, in accordance with the specifications applying and at the price not opposite each item.

Delivery of any or all of the items or completion of services indicated shall be made within            days from receipt of order.

IMPORTANT

As delivery may be a deciding factor in the award of an order, it is important that bidders furnish the information requested above.  
Sign Here: KK Williams & Bowser

ARROW FENCE CO., INC.

Name of Company  
WILLIAM R. BOWSER PRESIDENT

For Address 318 EDGEWOOD AVENUE

Address PORT WAYNE, INDIANA

City Date 4/10/75

BID FORM

APRIL 10, \_\_\_\_\_, 1975

Board of Park Commissioners  
c/o Department of Purchases  
Room 470  
Number One Main Street  
Fort Wayne, Indiana

Gentlemen:

We propose to furnish, install and pay for all labor, new materials, and equipment required for the complete fencing reconstruction of Franke Park Outdoor Theater and site improvements located in Fort Wayne, Indiana, all as according to the Plans and Specifications prepared by Grinsfelder-McArdle Associates, Inc., Architect, our bid being as follows:

1. Principal Fencing Construction Bid

The complete construction as specified for the sum of  
\*\*FOUR THOUSAND, SIX HUNDRED FIFTY\*\*\*\*\*And NO/100  
dollars. (\$ 4650.00 )

If the Contract is awarded to us within thirty (30) days after bid due date, we will agree to complete all work covered in this Contract within 50 calendar days from date of contract.  
( AS WEATHER PERMITS ).

Respectfully submitted,

WILLIAM R. BOWSER  
Representative of Company

ARROW FENCE CO., INC.  
Name of Company

318 EDGEWOOD AVENUE  
Address of Company



# CERTIFICATION OF NON-SEGREGATED FACILITIES

Each Bidder required to submit with his bid a fully executed Certificate of Non-Segregated Facilities.

## CERTIFICATION OF NON-SEGREGATED FACILITIES\*

The bidder certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The bidder certifies further that he will not maintain or provide for his employees any segregated facilities at any of his establishments, and that he will not permit his employees to perform their services at any location under his control where segregated facilities are maintained. The bidder agrees that a breach of this certification will be a violation of the Equal Opportunity clause in any contract resulting from acceptance of this bid. As used in this certification, the term "segregated facilities" means any waiting rooms, work area, restrooms and washrooms, restaurants and other eating areas, timeclocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin, because of habit, local custom, or otherwise. The bidder agrees that (except where has obtained identical certification from proposed subcontractors for specific time periods) he will obtain identical certification from proposed subcontractors prior to the award of subcontracts exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause, and that he will retain such certifications in his files.

Note: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

Date APRIL 10, 1975 ARROW FENCE CO., INC.  
(Name of Bidder)  
X William R. Bower  
By WILLIAM R. BOWSER

Official Address (including  
ZIP code):

PRESIDENT  
Title

318 EDGEWOOD AVENUE  
FORT WAYNE, INDIANA 46805

\*  
Must be included without alteration

It is the policy of ARROW FENCE CO., INC. that  
(Name of Company)  
equal employment opportunity be afforded to all qualified persons  
without regard to race, religion, color, sex, or national origin.

In support of this policy ARROW FENCE CO., INC. will not  
(Name of Company)  
discriminate against any employee or applicant for employment because  
of race, religion, color, sex, or national origin.

The ARROW FENCE CO., INC. will take affirmative  
(Name of Company)  
action to insure that applicants are employed and that employees  
are treated during employment without regard to their race, religion,  
color, sex, or national origin. Such action will include but not  
be limited to:

RECRUITMENT, ADVERTISING OR SOLICITATION FOR EMPLOYMENT  
HIRING, PLACEMENT, UPGRADING, TRANSFER OR DEMOTION SE-  
LECTION FOR TRAINING INCLUDING APPRENTICESHIP RATES OF  
PAY OR OTHER FORMS OF COMPENSATION LAYOFFS OR TERMINATION.

ARROW FENCE CO., INC.  
(Name of Company)

X William R Bowser  
(Signature of Company Official)

APRIL 10, 1975  
(Date)

CITY OF FORT WAYNE  
BOARD OF PUBLIC WORKS  
AFFIRMATIVE ACTION PROGRAM

NAME OF COMPANY ARROW FENCE CO., INC.ADDRESS 318 EDGEWOOD AVENUE, FORT WAYNE, INDIANA 46805

INTRODUCTION: All firms who employ five or more persons must submit on a yearly basis an Affirmative Action Program along with their Contract Compliance Review form. To assist you, we have prepared this questionnaire form which will serve as the report of your Affirmative Action Program.

- I. Does your firm have a written equal employment opportunity policy (See Sample)?

YES \_\_\_\_\_

NO X

If so, attach copy. If not, do you accept the enclosed sample as your policy?

YES X

NO \_\_\_\_\_

- II Will your firm make every effort to increase employment of minorities at all levels of its work force with particular emphasis to categories where few, if any, minority people are employed?
- III What specific goals can you achieve for the employment of minorities by 1975?

A. Officials and Managers \_\_\_\_\_%

B. Professionals \_\_\_\_\_%

C. Technicians \_\_\_\_\_%

D. Sales Workers \_\_\_\_\_%

E. Office and Clerical Workers \_\_\_\_\_%

F. Skilled Craftsmen \_\_\_\_\_%

G. Other \_\_\_\_\_%

LABORER \_\_\_\_\_15 %

\_\_\_\_\_

\_\_\_\_\_%

\_\_\_\_\_

\_\_\_\_\_%

\_\_\_\_\_

\_\_\_\_\_%

IV In what departments or divisions of your firm are there few or no minority persons employed?

N.A.

V Does your company anticipate an increase in employment this year?

YES X NO       

Approximately how many 2

VI In which of the following categories has your firm developed goals and timetables to increase the number of its minority employees during this year?

A. Officials and Managers       

B. Professionals       

C. Technicians       

D. Sales Workers       

E. Office and Clerical Workers       

F. Skilled Craftsmen       

G. Others

LABORER

VII What is your firm's number of employees? 5

VIII

NAME	NUMBER EMPLOYED	AGE	SEX	RACE	REL.
N.A.					

1 - American  
 2 - American  
 3 - American  
 4 - Spanish Surname

- IX Identify by title and name the highest official within the facility who has overall responsibility for the implementation of the equal employment opportunity policy.

JOHN JUMP

DATE APRIL 10, 1975

X

*John Jump*

VICE - PRESIDENT

Manager (or) President

# NON-COLLUSION AFFIDAVIT

STATE OF INDIANA, }  
 ----- ALLEN ----- COUNTY } SS:

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting, nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale or contract.

----- WILLIAM R. BOWSER, PRESIDENT -----

----- *X William R. Bowser* -----  
 Bidder or Agent

For ARROW FENCE CO., INC. -----  
 Firm or Corporation

Subscribed and sworn to before me this 10TH day of APRIL, 1975.

My Commission Expires 08/23/78

----- *Rebecca Ann Hollo* -----

----- REBECCA ANN HOLLO -----

REQUEST FOR PUBLICATION

News	
Sentinel	x
Journal	
Gazette	x
Other	

DATE March 27, 1975

Kindly publish the following  
advertisement on the dates as  
shown and issue invoice to \*

\* Department Board of Park Commissioners  
8th Floor - City County Building  
Address One Main Street - Fort Wayne, Indiana

Department of Purchases  
City of Fort Wayne

By *A.T. Demetoff*

BIDS WANTED - REFERENCE NO. 644

Sealed Proposals will be received by the City of Fort Wayne at the  
Office of Department of Purchases, Number One Main Street, Room  
470, Fort Wayne, Indiana, until Thursday - April 10, 1975 - 10:00 A.M.  
for the following items:

Fencing Construction for Franke Park Outdoor Theatre

Each Bidder must submit a current 1975 written Affirmative Action Program  
with his or her bid, or have on file with our E.E.O Office for the current  
year.

Bid Forms, specifications, etc., may be obtained upon application at  
the office and address given above.

A Bid Bond or Certified Check in the amount of \$ 5%  
must be submitted with the bid.

The successful bidder will be required to furnish a 100% Performance Bond.  
Department of Purchases  
City of Fort Wayne  
By A.T. Demetoff  
Director of Purchases

INSERT 1st RUN

REPEAT 2nd RUN

Type of Advertising Required

3-31-75

4-7-75

LEGAL NOTICE

X



# PROPOSAL:

In compliance with the foregoing invitation to bid and subject to all of the conditions thereof the undersigned offers and agrees, if this bid is accepted within a reasonable time from date of opening of bids, to enter into a contract in accordance with the prices stated herein.

The Legal Advertisement, General Conditions, Instructions to Bidders, Information for Bidders, Special Conditions, Specifications, and Plans applying form a part of this proposal.

This proposal is supported by the following bid surety as required by law and signatures affixed thereto constitute both a proposal and bid surety executed by the bidder.

## BID SURETY (REQUIRED BY LAW):

BOND FORM: (USE THIS BOND FORM—NO ALTERNATE FORM OF BOND WILL BE CONSIDERED).

KNOW ALL MEN BY THESE PRESENTS, THAT we, the undersigned, are held and firmly bound unto the City of Fort Wayne, State of Indiana, in the sum of Four Thousand Six Hundred Fifty and no/100

.....Dollars, to be paid on demand to said City of Fort Wayne, its successors and assigns for which payment well and truly to be made, we hereby bind ourselves, our heirs, successors, executors, and administrators, jointly and severally firmly by these presents.

The condition of this obligation is such that if the bid or proposal attached hereto and made a part hereof and submitted to the within named division of the City of Fort Wayne or its duly constituted agent, is accepted and a contract awarded to the undersigned bidder and the said bidder shall within ten (10) days after notice of said award enter into a contract with the said City of Fort Wayne, State of Indiana, and shall secure the performance of the same by bond or otherwise as may be required to the satisfaction of the City of Fort Wayne, Indiana then this obligation shall be null and void; otherwise to be in full force and effect.

## BID CHECK (ALTERNATE FORM OF SURETY):

Certified ☐

Cashiers ☐ Check No. .... in the sum of .....

.....Dollars on ..... Bank

of ..... is herewith submitted and deposited in lieu of bond under the same terms and conditions as set forth in the above bond.

Note: If Check is used as Bid Surety—Attach here.

If a corporate surety is furnished, it is necessary that a certificate authorizing the "attorney-in-fact" to sign the bond accompanying the same.

## SIGNATURES (BID SURETY AND PROPOSAL):

Witnessed by:

OTHER PARTIES INTERESTED IN THIS PROPOSAL  
(See 14—Signatures under General Conditions, etc.)

List all Parties if Partnership

BIDDER  
AND  
PRINCIPAL

Arrow Fence Co., Inc.

Name of Bidder—Print or Type

By William R. Brown  
Signature of Person Authorized to Sign

Title President

318 Edgewood  
Street Name and Number

Fort Wayne, Indiana  
City, State and Zip Code

Date 4/10/75

American States Insurance Co.

Name of Company—Print or Type

Incorporated Indiana  
In the State of:

Address Indianapolis, Indiana

By Joseph P. Brown  
Sign on this Line

Date 4/10/75

Witnessed by:

SURETY

DIGEST SHEETTITLE OF ORDINANCE S 75-04-21DEPARTMENT REQUESTING ORDINANCE Park Department

SYNOPSIS OF ORDINANCE Purchase of materials and installation of  
fencing at the Foellinger Outdoor Theatre in Franke Park. Part of the  
planned and budgeted reconstruction project for the Foellinger Outdoor  
Theatre.

EFFECT OF PASSAGE Completion of reconstruction project for the  
Foellinger Outdoor as planned to enable security and control for the  
facility.

EFFECT OF NON-PASSAGE Failure to complete reconstruction project  
as planned and lack of security and control for the facility.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

\$4,650.00 from Foellinger Outdoor Theatre Reconstruction Trust  
Fund as per project budget.

ASSIGNED TO COMMITTEE (J.N.) Finance J.N.